

REMARKS

Claims 6, 8, 19, 31-33, and 37-39 are pending. The Examiner objected to claim 37 due to a typo and rejected claims 19 and 31-33 under Section 101 as non-statutory. These objections and rejections have been fixed via amendment.

The Examiner also rejected the pending claims as anticipated by Hirano or obvious over Hirano in view of Van Stone. Some of the claims have been amended so that they clearly include using a title (or content) key encrypted with user information combined with a media key provided by a content provider. That is, a content key is encrypted using a user .D. combined with a media key. In contrast with the Examiner's assertion (re: claims 7, 20) this is not taught by Hirano.

The Examiner stated that Hirano teaches this feature as follows:

Referring to claims 7, 20, Hirano discloses that the content key is encrypted using the user id information *and* a secret key (Col. 5, lines 29-30), which meets the limitation of combining the customer I.D. with a media key provided by the content source.

(Office Action of 9/26/07, page 5, lines 9-11 *citing* col. 5, ll. 29-30). However, this is not an accurate recitation of the cited portion of Hirano. In actuality, Hirano states:

In step S3, the content key 44 is encrypted by using the acquired user information 14, *and a secret key 46 is prepared.*

Thus, Hirano actually teaches that its content key is encrypted using its user information to create a secret key, but it does not teach encrypting the content key using both user information and a secret key (media key). None of the other references teaches this feature, and there is no basis for modifying them to do so. Accordingly, the rejections should be withdrawn.

CONCLUSION

All of the claims are in condition for allowance. Accordingly, Applicant respectfully request the Examiner to pass this case to issue at the Examiner's earliest possible convenience.

If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at 512/238-7253.

Respectfully submitted,

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